

The regular meeting of the Amherst Town Council was called to order on June 10, 2009 at 7:00 P.M. in the Council Chambers of the Town Hall at 186 S. Main Street with Mayor Jacob P. Bailey presiding. Council members Bobby J. Bondurant, J. Paul Kilgore, Harold Swisher and Richard Wydner were present. Councilor Haney Mottley was absent. Town Manager Jack Hobbs, Police Chief Kenneth Watts, Director of Public Utilities Tom Fore, Office Manager Colan Davis and Town Attorney Tom Berry were also present.

Sweet Briar College Chaplain Adam White from gave an invocation.

At 7:04 P.M., the Mayor opened a duly advertized hearing on a proposal to change the Town election date from spring to the fall general election time and to change the polling place to coincide with other elections on that date. There being no one present who wished to speak, the hearing was closed at 7:05 P.M. Mr. Swisher made a motion that was seconded by Mr. Bondurant to approve an ordinance to effect the proposed changes. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent. A copy of the ordinance is attached and made a part of these minutes.

At 7:07 P.M., the Mayor opened a duly advertized hearing on a proposal to amend the Town's charter pursuant to §15.2-202 of the Code of Virginia. If approved, the proposal would:

- Remove the clause specifying the Treasurer's 2-year term of office in Section 3.01(13).
- Remove the salary limit for the Mayor and Town Councilors in Section 3.01(6).
- Correct several inconsistencies between the council terms and appointment dates; this assumes that the Town Council will move the town elections to the fall date.
- Replace the metes and bounds description of the corporate limits in Sec. 2.01 of the Charter with a reference to a boundary survey plat.

There being no one present who wished to speak, the hearing was closed at 7:08 P.M. Mr. Swisher made a motion that was seconded by Mr. Wydner to request the General Assembly to amend the Town's existing charter per the proposal that was the subject of the duly advertized public hearing. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent. A copy of the proposal is attached and made a part of these minutes.

Bryan David and Gary Christie from the Region 2000 Partnership came forward to give a status report on their group's efforts. Mr. David discussed his efforts to improve broadband internet service in Region 2000. His projects are intended to provide high speed internet service in rural areas and not intended to compete with or replace any existing internet providers. Mr. David also presented the Partnership's 2008-2009 Annual Report. Mr. Christie gave a report on several projects that have been recently completed as well as the rebranding of six separate groups into one organization.

Mr. Kilgore made a motion that was seconded by Mr. Swisher to approve the minutes for the May 13, 2009 meeting as previously submitted. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent.

Mr. Kilgore made a motion that was seconded by Mr. Swisher to approve the purchase of a spare water pump for the water plant. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent.

Mr. Fore gave a report on pending DEQ and EPA action that will probably result in costly improvements at the sewer plant.

By consensus, Council agreed to use the same brick to build the South Main Street welcome sign as is being used in the renovations of the Ambriar Plaza. The Town Manager was asked to obtain estimates for the cost of adding the Town seal to that sign.

Mr. Wydner made a motion that was seconded by Mr. Kilgore to authorize the Town Manager to execute a contract with MCC Acquisitions, LLC d/b/a Virginia Carolina Paving Company for the 2008 Sewer Line Replacement Project construction. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent.

Mr. Kilgore made a motion that was seconded by Mr. Swisher to approve an ordinance to effect the Town's FY10 budget. The motion passed 3-1. Messrs. Bondurant, Kilgore, and Swisher voted "Aye"; Mr. Wydner voted "Nay". Mr. Mottley was absent. A copy of the ordinance is attached and made a part of these minutes.

Mr. Kilgore made a motion that was seconded by Mr. Wydner to adopt an updated utility billing policy to catch up to changing rates, the "red flag" rules and monthly billing items. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent. A copy of the updated policy is attached and made a part of these minutes.

By consensus Councilors agreed to discuss going to bid on the Phase 2 portion of the S. Main Street sidewalk project at the July meeting.

Mr. Wydner made a motion that was seconded by Mr. Bondurant to authorize the Town Manager to execute contracts with AEP for electricity and street lights as recommended by the Virginia Municipal League. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent.

Mr. Kilgore made a motion that was seconded by Mr. Swisher to appoint Walter Canada to the Property Maintenance Investigation Board for the July 1, 2009-June 30, 2012 term, Gary Jennings to the Industrial Development Authority for the July 1, 2009-June 30, 2013 term and C. Manly Rucker, III to the Industrial Development Authority for the July 1, 2009-June 30, 2013 term. The motion passed 4-0. Messrs. Bondurant, Kilgore, Swisher and Wydner voted "Aye". Mr. Mottley was absent.

The Town Council agreed to participate in a ceremony where ArtMeters would be unveiled on July 8 at 6:30 P.M. and to meet on August 19 at 7:00 P.M. for a work session on the Town's capital improvement program.

After Mr. Kilgore reported on negotiations with the owner of the Town Shop cell tower owner and there being no further business, the meeting adjourned at 9:33 P.M.

Jacob P. Bailey
Mayor

Attest:

Clerk of Council

AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF AMHERST TO MOVE THE DATE OF THE MAYOR AND TOWN COUNCIL ELECTIONS FROM EVEN-NUMBERED YEARS IN MAY TO EVEN-NUMBERED YEARS IN NOVEMBER AND CHANGE THE POLLING PLACE BY ADDING SECTIONS 2-59 AND 2-60 TO THE TOWN CODE.

Be it Ordained by the Council of the Town of Amherst:

1. That the Code of the Town of Amherst is hereby amended by adding the following sections:

Sec. 2-59. Election of mayor and town council at November general election.

The election of the mayor and members of town council shall be held on the general election date in November of even-numbered years, beginning in November 2010, and biennially thereafter.

(Reference Sec. 3.01(2) of the Town Charter and §24.2-222 and §24.2-222.1 of the Code of Virginia.)

Sec. 2-60. Voting precincts and polling places.

Voting precincts and polling places for town elections, including a central absentee precinct, shall correspond to those established by Amherst County to serve town residents for general elections.

2. That in accordance with the provisions of Virginia Code §24.2-221.1(C), the mayor and members of town council elected at a May general election and whose terms are to expire as of June 30, 2010 shall continue in office until their successors have been elected at the November general election and qualified to serve.
3. That this Ordinance shall be effective on June 10, 2009.

This ordinance was adopted on June 10, 2009.

Mayor

ATTEST:

Clerk of the Council

APPROVED AS TO LEGAL SUFFICIENCY:

Town Attorney

ARTICLE I. THE TOWN CORPORATE

Sec. 1.01. Corporate powers.

(1)¹ The inhabitants of the territory comprised within the limits of the Town of Amherst, as such limits are hereinafter set out or as the same may be hereafter altered and established by law, shall constitute and continue a body, politic and corporate, to be known and designated as Town of Amherst, and as such shall have and may exercise all powers which are now or hereafter may be conferred upon or delegated to towns under the constitution and laws of the Commonwealth of Virginia, as fully and completely as though such powers were specifically enumerated herein, and no enumeration of particular powers by this Charter shall be held to be exclusive, and shall have, exercise and enjoy all the rights, immunities, powers and privileges and be subject to all the duties and obligations now appertaining to and incumbent on said town as a municipal corporation, and shall have perpetual succession, may sue and be sued, implead and be impleaded, contract and be contracted with, and may have a corporate seal which it may alter renew, or amend at its pleasure by proper ordinance.

ARTICLE II. CORPORATE LIMITS

Sec. 2.01. Described by metes and bounds.

A plat depicting the corporate limits of the Town of Amherst is on file at the Amherst County Clerk of the Circuit Court's Office. ~~The corporate limits of the town of Amherst are hereby established as follows: Beginning at the Southern Railway center line, on line between Whitehead and Cunningham thence North 37 degrees 20 minutes West 965 feet to stake; thence North 47 degrees West 900 feet to corner, the Judge Meeks property, thence North 55 degrees 55 minutes East 633 feet; thence North 65 degrees 40 minutes East 470 feet; thence North 60 degrees East 1300 feet; thence North 57 degrees 25 minutes East 315 feet; thence North 48 degrees East 550 feet; thence North 36 degrees 30 minutes East 470 feet; thence North 21 degrees 50 minutes East 865 feet; thence North 42 degrees 50 minutes West 1420 feet; thence South 81 degrees 35 minutes West 4725 feet to Tribulation Creek, thence up Tribulation Creek South 15 degrees 55 minutes West 739 feet; thence South 56 degrees 45 minutes West 689 feet; thence South 57 degrees 35 minutes West 458 feet; thence South 54 degrees 50 minutes West 614 feet; thence South 40 degrees West 598 feet; thence South 36 degrees 30 minutes West 441 feet; thence North 77 degrees 30 minutes West 202 feet; thence South 74 degrees 30 minutes West 368 feet; thence South 48 degrees 40 minutes West 383 feet; thence South 32 degrees 30 minutes West 407 feet; thence South 45 degrees West 580 feet to the pumping house inlet, thence along the Northeast side of said road as it meanders for 2925 feet crossing Route 29 to corner of line of Mrs. Effie Wills' land and Route 29; thence in a Southwest direction along the land of said Effie Wills in a straight line crossing Route 29, to the Northeast corner of the lot belonging to the estate of Elizabeth Payne, deceased, at south edge of Route 663; thence with said Payne property on the southern edge of said Route 663 to Tripple Oaks corner on Plot of Town, a distance of 1300 feet; thence South 65 degrees 26 minutes East, 1145 feet to White Oak, thence South 57 degrees 5 minutes East 1410 feet to Lynchburg Road, thence South 63 degrees 5 minutes East 1016 feet to Southern Railway, thence South 64 degrees 20 minutes East 341 feet; thence South 85-1/2 degrees East 298 feet; thence North 7 minutes East 400 feet; thence North 22 degrees 50 minutes East 450 feet; thence North 20 1/4 degrees East, 363 feet; thence North 36 1/4 degrees East 218 feet; thence along eastern right.~~

¹Editor's note.--There is no subsection (2).

ARTICLE III. ADMINISTRATION AND GOVERNMENT

Sec. 3.01. Enumerated powers and duties, proceedings, etc., of Town Council

(1) *Mayor and councilmen as of Apr. 5, 1950(effective date of charter amendment).* The present mayor and councilmen of the Town of Amherst shall continue in office and exercise all the powers conferred by this Charter and the general laws of the State until ~~June thirty, nineteen hundred seventy-six~~December 31, 2010.

(2) *Biennial elections; composition of town council; acts and terms of office of mayor and councilmen.* On the day specified by general law for the holding of municipal elections in every even-numbered year, there shall be elected for two year terms by the qualified voters of the town, one elector of the town, who shall be denominated mayor, and five other electors, who shall be denominated councilmen, and the mayor and councilmen shall constitute the town council. They shall enter upon the duties of their offices on the first day of ~~July~~January next succeeding their election, and shall continue in office until their successors are duly elected and qualified. Every person so elected shall take an oath faithfully to execute and discharge the duties of his office to the best of his judgment, and the mayor shall take the oath prescribed by law for State officers. The failure of any person elected or appointed under the provisions of this charter to qualify or to take the oath required, within the time prescribed for entering upon the discharge of the duties of the office to which he is elected or appointed, shall vacate the said office, and the council shall proceed and is hereby vested with power to fill such vacancy in the manner herein prescribed.

(3) *Registrar and election officials; electorate.* There shall be appointed for the town a registrar and officers of election in the manner provided for by general law of Virginia, and all elections held in said town shall be conducted in accordance with said general law; the electorate shall be that prescribed by general law.

(4) *Council as judge of qualifications and returns of members; power to fine and expel council members, and to fill vacancies in council.* The council shall be judge of the election, qualification, and returns of its members; may fine them for disorderly conduct, and, with the concurrence of two-thirds, expelled, a new election to fill the vacancy shall be held on such day as the council may prescribe. Any vacancy occurring otherwise during the term for which such person was elected shall be filled by the council by the appointment of any one eligible to such office. A vacancy in the office of mayor shall be filled by the council from the electors of the town, and any member of the council may be eligible to fill such vacancy.

(5) *Quorum of council.* A majority of the members of the council shall constitute a quorum for the transaction of business.

(6) *Salaries of councilmen and mayor; mayor's salary is in lieu of fees.* Each member of the council and the mayor may receive a reasonable salary to be fixed by the council, payable at such times and in such manner as the council may direct, ~~but the salary paid to any one member during any year shall not exceed the sum of one hundred dollars per annum.~~ The mayor may receive a salary to be fixed by the council, payable in such manner and at such times as the council may direct, ~~not to exceed the sum of five hundred dollars per annum; and such salary shall be in lieu of any fees he is entitled to enter up as part of the costs and receive in the trial of cases of violation of the ordinances of the town as hereinafter provided for.~~

(7) *Powers and duties of mayor generally.* The mayor shall preside at the meetings of the council and perform such other duties as are prescribed by this Charter and by the general law, and such as may be imposed by the council consistent with his office. The mayor shall have no right to vote in the council, except in case of a tie he shall have the right to break the same by the vote; but he shall have the right to veto. He shall take care and see that the by-laws, ordinances, acts and resolutions of the council

are faithfully executed and obeyed, and shall have and exercise all power and authority conferred by general law of towns not inconsistent with this Charter. He shall see that peace and good order are preserved and that persons and property within the town are protected. He shall authenticate by his signature such documents and instruments as the council, this Charter, or the laws of this commonwealth require. He shall from time to time recommend to the council such measures as he may deem needful for the welfare of the town.

(8) *Approval or veto of ordinances, and resolutions having the effect of ordinances; reconsideration and passage over veto.* Every ordinance, or resolution having the effect of an ordinance, shall, before it becomes operative be presented to the mayor. If he approves, he shall sign it, but if not, he may return it, with his objections in writing to the town clerk who shall enter the mayor's objections at length on the minute book of the council. The council shall thereupon proceed to reconsider such ordinance or resolution. If, after such consideration, two-thirds of all the members elected to the council shall agree to pass the ordinance or resolution, it shall become operative notwithstanding the objection of the mayor. In all such cases the votes of members voting for and against the ordinance or resolution shall be entered on the minute book of the council. If any ordinance or resolution shall not be returned by the mayor within five days (Sunday excepted) after it shall have been presented to him, it shall become operative in like manner as if he had signed it, unless his term of office or that of the council, shall expire within said five days.

(9) *Vice mayor.* The council shall, as soon as practicable after qualification, and biennially thereafter following the regular municipal election, appoint one of its members as vice-mayor. The vice-mayor, during the absence or disability of the mayor, shall perform the duties and be vested with all the powers, authority, and jurisdiction, of the mayor; and in the event of a vacancy for any reason in the office of mayor, he shall act as mayor until a mayor is duly appointed by the town council or is elected. The member of the council who shall be chosen vice-mayor shall continue to have all the rights, privileges, powers, duties and obligations of councilman even when performing the duties of mayor during the absence or disability of the mayor of the town.

(10) *Regular and special meetings of council.* The council shall, by ordinance, fix the time for their regular meetings, which shall be held at least once a month. Special meetings may be called by the clerk at the instance of the mayor or any two members of the council in writing; and no other business shall be transacted at a special meeting except that stated in the call, unless all members be present and consent to the transaction of such other business. The meetings of the council shall be open to the public except when in the judgment of the council the public welfare shall require executive meetings.²

(11) *Council minute book.* The council shall keep a minute book, in which the clerk shall note the proceedings of the council, and shall record proceedings at large on the minute book and keep the same properly indexed.

(12) *Council rules or procedures; certain matters may be adopted only by vote of majority of all members elected to council.* The Council may adopt rules for regulating its proceedings, but no tax shall be levied, corporate debts contracted, or appropriation of money exceeding the sum of one hundred dollars be made, except by a recorded affirmative vote of a majority of all the members elected to the council.

(13) *Town treasurer--Appointment and salary; powers and duties generally.* There shall be appointed by the council at its first meeting in ~~July~~January, or as soon as practicable thereafter, a treasurer, ~~who shall hold office for a term of two years~~. The council may provide a salary for the treasurer. He shall give such bond, with surety and in such penalty as the council prescribes. He shall

²For state law limiting the purposes for which closed sessions may be held, see Code of Va., Sec. 2.2-3711.

receive all money belonging to the town, and keep correct accounts of all receipts from all sources and of all expenditures of all departments. He shall be responsible for the collection of all taxes, license fees, levies and charges due to the town, and shall disburse the moneys of the town in the manner prescribed by the council as it may by ordinance direct.

(14) *Same--Reports; examination and audit of accounts.* The treasurer shall make such reports and at such time as the council may prescribe. The books and accounts of the treasurer shall be examined and audited at least once during the term for which he is elected by a competent accountant selected by the council, such examination and audit to be reported to the council.

(15) *Same--Town depository; commingling of funds.* The council may in its discretion designate the place of deposit of all town funds, which shall be kept by the treasurer separate and apart from his personal funds.

(16) *Clerk of the council.* There shall be appointed by the council, at its first regular meeting in ~~July~~ **January** after its election, a clerk of the council, who shall hold office at the pleasure of the council. He shall attend the meetings of the council and keep its minutes and records and have charge of the corporate seal and shall attest the same. He shall keep all papers required to be kept by the council, shall publish such reports and ordinances as are required to be published, and shall perform such other duties as the council may from time to time require. His compensation shall be fixed by the council. Any vacancy in this office shall be filled by the council.

(17) *Town sergeant; Chief of police.* There shall be appointed by the council at its first regular meeting in ~~September~~ **January** or as soon as practicable thereafter, a town sergeant, who shall also be chief of police; and shall hold office at the pleasure of the council, His duties shall be such as the council prescribes. He shall be vested with the powers of a conservator of the peace. His compensation shall be fixed by the council.

(18) *Appointment of other town officers; business manager.* The council may appoint or select such other officers as may be necessary, including a business manager for the town, and fix their salaries and define their duties.

(19) *Effective date of ordinances, resolutions and by-laws.* All ordinances, resolutions and by-laws passed by the council shall take effect at the time indicated in such ordinances, resolutions and by-laws, but in event no effective date shall be set forth in any such ordinances, resolutions and by-laws passed by the council, the same shall become effective thirty days from its passage.

ARTICLE IV. TAXATION AND FINANCES

Sec. 4.01 Enumerated powers and duties of Town Council

(1) The town council shall have control of taxation and finances for its municipal purposes. It shall have the following powers:

(2) *Annual budget.* To prepare, or cause to be prepared, annually, a budget showing the estimated receipts and proposed expenditures for town purposes as required by state law, and to publish the same.

(3) *Annual levy.* To raise annually by levy and collection of taxes and assessments in the said town on all such property, real and personal, as is now or may hereafter be subject to taxation by towns by the laws of the commonwealth, such sums of money as the council thereof may deem necessary for the purposes of the said town in such manner as the said council shall deem expedient in accordance with this

Charter, the Constitution and laws of this state and the United States; provided, however, that it shall impose no taxes on the bonds of the said town.

(4) *Special or local assessments.* To impose special or local assessments for local improvements and enforce the payment thereof, subject to such limitations as may be prescribed by the Constitution and laws of this state, as may be in force at the time of the imposition of such special or local assessments.

(5) *Power to contract debts and issue bonds, give notes, etc.* To contract debts in the name of and for the use of the town and make and issue, or cause to be made and issued, as evidence thereof, bonds, notes or other obligations, within the limitations prescribed by the Constitution and laws of this state concerning bonds issued by towns, upon credit of the town, or solely upon the credit of specific property owned by the town or solely upon the credit of income derived from property used in connection with any public utility owned and operated by the town.

(6) *Temporary borrowing.* To borrow money temporarily, pending the issuance and sale of any bonds, notes or other obligations authorized by this Charter, or in anticipation of the receipt of taxes and revenue of the current fiscal year, and to issue notes or other evidences of indebtedness therefore, and from time to time to renew such temporary loans or to use current funds to be ultimately repaid from the proceeds of said bonds, notes or other obligations, or from the town taxes and revenues, as the case may be.

(7) *Expenditure of money.* To expend the money of the town for all lawful purposes.

(8) *Licensing the taxation of slot machines.* To levy a tax or a license on any slot machine or similar device of any kind, whether a license may be required therefor by the state or not, and may, if permitted by general law, exceed the state license, if any be required, and may provide penalties for any violation thereof.

(9) *Licensing of circuses, carnivals, shows, etc.* To license and regulate the holding and location of shows, circuses, public exhibitions, carnivals, and other similar shows or fairs, or prohibit the holding of the same, or any of them within the limits of the town or within one mile thereof; provided, that the license fee for holding any of the foregoing within one mile of the town shall only be sufficient to provide regulation and protection.

(10) *Licensing of businesses, trades, professions and callings.* To impose licenses by ordinance upon businesses, trades, professions or callings, and upon persons, firms, associations or corporations engaged therein or offering to do business within the boundaries of the town, whose principal office is or is not located in the town, except when prohibited by general law, whether or not a license may be required therefore by the state. The fee for such license may exceed the state license fee if any be required.

(11) *Licensing of certain wholesalers.* Licenses may also be imposed upon and a fee therefore collected from persons, firms or corporations selling and delivering at the same time at other than a definite place of business, goods, wares or merchandise, to licensed dealers or retailers in the town.

(12) *Fees for issuance or transfer of licenses.* For every license issued or transferred under this Charter, there may be prescribed by ordinance a reasonable charge or fee, for issuing or transferring the same. Such charges or fees shall be paid into the town treasury.

(13) *Liens and other remedies to enforce collection of taxes, levies, penalties and assessments.* A lien shall exist on all real estate within the corporate limits for taxes, levies, penalties or assessments in favor of the town, levied or assessed thereon from the commencement of the year for which the same was levied or assessed, and the penalties and procedure for collecting such taxes and for selling real estate for

town taxes shall be the same as provided by the general laws of this Commonwealth. The council shall have the benefit of all other remedies for the collection of town taxes which are now, or may hereafter be permitted under the general laws of the state, including the power to distrain goods and chattels for failure to pay taxes levied thereon.

ARTICLE V. PROPERTY

Sec. 5.01. Enumerated powers of Town Council to acquire, use and dispose of.

The town council shall have the following powers:

(1) *Generally.* To acquire by purchase, devise, condemnation or otherwise, property, real or personal, or any estate therein within or without the town, for any purpose of the town, not inconsistent with the general law, and the Constitution of Virginia, and to hold, improve, sell, lease, mortgage, or pledge or otherwise dispose of the same or any part thereof, including any property now owned by the town.

(2) *Road construction materials and machinery.* To acquire by gift, purchase, exchange or by the exercise of the power of eminent domain within this state, lands, or any interest or estate in lands, rock quarries, gravel pits, sandpits, water and water rights, and the necessary roadways thereto, either within or without the town, and to acquire and install machinery and equipment and build the necessary roads or trainways thereto, and to operate the same for producing material required for any and all purposes of the town.

(3) *Parks, playgrounds, etc.* To acquire and operate parks, playgrounds and public grounds within or without the corporate limits of the town, and to place the same either within or without the town, stadia, swimming pools, recreation and amusement buildings, structures or enclosures of every character and charge admission thereto, and to rent out or lease the privileges of the same.

(4) *Airport and landing fields.* To acquire by condemnation, purchase or otherwise, provide for, maintain, operate and protect aircraft landing fields either within or without the corporate limits of the town.

(5) *Lands for industrial or commercial purposes.* To acquire in any lawful manner, for the purpose of encouraging commerce and manufacture, lands within or without the town, not exceeding at any one time five hundred acres in the aggregate, and from time to time to sell or lease the same or any part thereof for industrial or commercial use and purposes, irrespective of the consideration paid for such lease or sale.

(6) *Miscellaneous public improvements.* To construct, purchase, maintain, regulate and operate public improvements of all kinds, including municipal and other buildings, armories, sewage disposal plants, jails, comfort stations, markets and all buildings and structures necessary or appropriate for the use and proper operation of town and to acquire by condemnation or otherwise all lands, riparian and other rights and easements necessary for such improvements, or any of them, and, either within or without the town to construct, maintain or aid therein, roads and bridges to any property owned by the said town, and situated beyond the corporate limits thereof, and to acquire land necessary for the aforesaid uses by condemnation or otherwise.

ARTICLE VI. UTILITIES

Sec. 6.01. Enumerated powers of Town Council.

The town council shall have the following powers:

(1) *Electricity and gas.* To own, operate and maintain electric light and gas works, either within or without the corporate limits of the town and to supply electricity and gas, whether the same be generated or purchased by said town, to its customers and consumers both within and without the corporate limits of the said town, at such price and upon such terms as it may prescribe, and to that end it may contract for and purchase electricity and gas from the owners thereof upon such terms as it may deem expedient.

(2) *Water supply and protection thereof; water works; water mains and sewer lines and authority to require properties to be connected thereto.* To own, operate and maintain water works and to acquire in any lawful manner in any county of the state, such water, lands, property rights and riparian rights as the council of the town may deem necessary for the purpose of providing an adequate water supply to the town and piping and conducting the same; to lay, erect and maintain all necessary mains and sewer lines, either within or without the corporate limits of the town, and to require abutting property owners within such corporate limits to connect therewith, for the distribution of water to its customers and consumers, both within and without the corporate limits of the town, and to charge and collect water rents therefor; to erect and maintain all necessary dams, pumping stations and other works in connection therewith; to make reasonable rules and regulations promoting the purity of its water supply and for protecting the same from pollution; and for this purpose to exercise full police powers and sanitary patrol over all land comprised within the limits of the watershed, tributary to any such water supply wherever such lands may be located in this state; to impose and enforce adequate penalties for the violation of any such rules and regulations; and to prevent by injunction any pollution or threatened pollution of such water supply, and any and all acts likely to impair the purity thereof; and to carry out the powers herein granted, the town may exercise within the state all powers of eminent domain provided by the laws of this state.

(3) *Sanitary sewers, and authority to require properties to connect therewith; sewage disposal plants.* To establish, construct, and maintain sanitary sewers, sewer lines and systems, and to require abutting property owners to connect therewith; to establish, construct, maintain, and operate sewage disposal plants, and to acquire by condemnation or otherwise, within or without the town limits, all land, rights-of-way, riparian and other rights and easements necessary for said purposes, and to charge and assess and collect reasonable fees, rentals, assessments or costs of service for connecting with and using the same.

(4) *Service charges and fees; permits for use of facilities.* To charge and collect fees for permits to use public facilities and for public services and privileges; and to have the right and power to charge for any service rendered or convenience furnished to those residing without the corporate limits different from the rates charged for similar services or conveniences to those residing within the corporate limits.

(5) *Collection and disposal of garbage, etc.* To collect and dispose of sewage, offal, ashes, garbage, carcasses of dead animals and other refuse, and make reasonable charges therefore; to acquire and operate reduction or any other plants for utilization and disposal of such material; to contract for or regulate the collection and disposal thereof; and to require the collection and disposal thereof, and to acquire land within or without the town for said purpose.

(6) *Assessment and collection of water and sewage rates and charges; security deposit before rendition of service.* To establish, impose and enforce the collection of water and sewage rates, and rates and charges for public utilities, or other services, products, or conveniences, operated, rented, or

furnished by the town; and to assess, or cause to be assessed, after reasonable notice to the owner or owners, water and sewage rates and charge directly against the owner or owners of the building, or against the proper tenant or tenants; and may by ordinance require a deposit of such reasonable amount as it may prescribe before furnishing such service either to owner or tenant.

(7) *Franchises.* To grant franchises for public utilities in accordance with the provisions of the Constitution and general laws; provided, however, the town shall at any time have the power to construct, own, operate, manage, sell, encumber or otherwise dispose of, either within or without the town, any and all public utilities for the town, and to sell the services thereof any existing franchises to the contrary notwithstanding, if permitted by the terms thereof.

(8) *Poles and wires; gas pipes.* To regulate, permit or prohibit poles and wires for electric, telephone, and telegraph purposes erected or to be erected and gas pipes to be laid in the streets and alleys of the town; to require the owner or lessee of any electric light, telephone, or telegraph pole, or poles, or wires, now in use or hereafter erected, to change the location of or move the same.

ARTICLE VII. STREETS.

Sec. 7.01. General powers of Town Council relating to streets, sidewalks, public ways and public places; golf courses, parks, shade trees, etc.; regulations of operation and speed of vehicles on streets; street names.

The town council shall have the following powers:

(1) The town shall have the power to acquire, establish, enter, open, widen, extend, grade, improve, construct, maintain, and clear public highways, streets, sidewalks, boulevards, parkways, alleys, and to alter, vacate, or close the same; to establish and maintain parks, golf courses, playgrounds and public grounds and to keep them lighted and in good order; to construct, maintain and operate bridges, viaducts, subways, tunnels, sewers and drains, and to regulate the use of all such highways, parks, public grounds and works; to plant and maintain or remove shade trees along the streets and upon such public grounds; to prevent the obstruction of such streets, alleys and highways, to regulate and operation and speed of cars and vehicles within the streets and highways within the town; and to do all other things whatsoever adapted to make the streets and highways safe, convenient and attractive.

(2) To give names or to alter the names of the streets.

ARTICLE VIII. BUILDING REGULATIONS

Sec. 8.01. Enumerated powers of Town Council.

The town council shall have the following powers:

(1) *Regulation of size, height, materials, etc.; dangerous structures.* To regulate the size, height, materials and construction of buildings, fences, walls, retaining walls and other structures hereafter erected in such manner as the public safety and convenience may require; to remove or require to be removed or reconstructed any building, structure or addition thereto which by reason of dilapidation, defect of structure, or other causes may become dangerous to life or property, or which may be erected contrary to law.

(2) *Regulation of construction; building code; setback lines; standard for dwellings and business houses.* To provide for regular and safe construction of houses in the town for the future and to

provide a building code for the town;² to provide setback lines on the streets beyond which no buildings may be constructed if permitted by general law; to require the standard of all dwelling houses to be maintained in residential sections in keeping with the majority of residences therein, and if permitted by general law to require the standard of all business houses to be maintained in business sections in keeping with the business houses therein.

(3) *Comprehensive plan for town; plats; recording of plats.* To make and adopt a comprehensive plan for the town and to that end all plats and replats hereafter made subdividing any land within the town, or within one mile thereof, into streets, alleys, roads and lots or tracts, shall be submitted to and approved by the council before such plats or replats are filed for record, or recorded, in the office of the clerk of Amherst County, Virginia.

(4) *Permits may be required; misdemeanor to build without required permit.* To issue, or refuse (in case of noncompliance with the building requirements of the town) to issue, permits for the construction of buildings, fences, walls and other structures in the said town; and any person, firm or corporation failing to secure such permit prior to the beginning of said construction or other work shall be deemed guilty of a misdemeanor and punished as hereinbefore provided.

ARTICLE IX. ADDITIONAL POWERS

Sec. 9.01. Enumerated miscellaneous powers of Town.

In addition to powers elsewhere mentioned in this Charter and the powers conferred by general law and the Constitution, the town shall have the following powers:

(1) *Nuisances; maintenance of premises; things detrimental to health, morals, aesthetics, safety, convenience and welfare generally.* To compel the abatement and removal of all nuisances within the town or upon property owned by the town without its limits at the expense of the person or persons causing the same or of the owner or occupancy of the ground or premises wherein the same may be, and to collect said expense by suit or motion or by distress and sale; to require all lands, lots and other premises within the town to be kept clean and sanitary and free from stagnant water, weeds, filth, and unsightly deposits, or to make them so at the expense of the owners or occupants thereof, and to collect said expense by suit or motion or by distress and sale; to regulate or prevent noisome or offensive business within the said town, or the exercise of any dangerous or unwholesome business, trade, or employment therein; to regulate the transportation of all articles through the streets of the town; to compel the abatement of smoke and dust, and prevent unnecessary noise; to regulate the location of stables and the manner in which the same shall be constructed and kept; to regulate the location, construction, operation, and maintenance of bill boards and signs; and generally to define, prohibit, abate, suppress, and prevent all things detrimental to the health, morals, aesthetics, safety, convenience and welfare of the inhabitants of the town; and to require all owners or occupants of property having public sidewalks adjacent thereto to keep the same clean and sanitary, free from weeds, filth, unsightly deposits, ice and snow, and any obstruction.

(2) *Fire protection generally.* To extinguish and prevent fires, and to establish, regulate, and control a fire department or division; to establish and designate from time to time fire limits, within which limits wooden buildings shall not be constructed, added to, enlarged or repaired, and to direct that any or all future buildings within such limits shall be constructed of stone, natural or artificial, concrete, brick, iron or other fireproof materials; to enact stringent and efficient laws for securing the safety of persons from fires in halls and buildings used for public assemblages, entertainments or amusements.

² Editor's note.--See Acts 1972, ch. 829, approved April 10, 1972, which provides for the promulgation of a statewide building code which shall supersede all municipal and county building codes.

(3) *Explosives; fireworks; firearms; bonfires.* To direct the location and construction of all buildings for storing explosives or combustible substances; to regulate the sale and use of gunpowder, nitroglycerin, fireworks, kerosene, gasoline, and other like material; to regulate or prevent the exhibition of fireworks, the discharge of firearms, and the making of bonfires within the corporate limits of said town.

(4) *Health and sanitation; department of health.* To provide for the preservation of the general health of the inhabitants of said town, make regulations to secure the same, inspect all foodstuffs and prevent the introduction and sale in said town of any articles or thing intended for human consumption which is adulterated, impure, or otherwise dangerous to health, and to condemn, seize, and destroy or otherwise dispose of any such article or thing without liability to the owner thereof; to prevent the introduction or spread of contagious or infectious diseases, and prevent and suppress disease generally; to provide and regulate hospitals within or without the town limits, and if necessary to the suppression of disease, to enforce the removal of persons affected with contagious or infectious disease to hospitals provided for them; to provide for the organization of a department or bureau of health, to have the powers of a board of health for the town, with authority necessary for the prompt and efficient performance of its duties, with the power to invest any or all of the officials or employees of such department of health with such powers as the police officers of the town have, to establish quarantine ground within or without the town, and establish and enforce such quarantine regulations against contagious and infectious diseases as the council may see fit, subject to the laws of the state and the United States.

(5) *Care, etc., of children and persons sick, aged, insane or paupers.* To provide for the care, support and maintenance of children and of sick, aged, insane, or poor persons and paupers.

(6) *Maintenance of various institutions.* To provide and maintain either within or without the town, charitable, recreative, curative, corrective, detention or penal institutions.

(7) *Animals and fowl.* To regulate poultry or other fowl, hogs, dogs or other animals being kept in or running at large in the town, or any thickly populated portion thereof, and to subject the same to such taxes, regulations and penalties as the council may think proper.

(8) *Acts of annoyance on streets; abuse of animals.* To prevent the riding or driving of horses or other animals at an improper speed; to prevent the flying of kites, throwing of stones, the setting off of fireworks or engaging in any sort of employment in the public streets which is dangerous or annoying to passersby, and to prohibit and punish the abuse of animals.

(9) *Markets and keeping of foodstuffs; hucksters; junk dealers.* To establish markets in the town and regulate the same and to enforce such regulations in regard to the keeping and sale of fresh meats, vegetables, eggs, and other green groceries, and the trade of hucksters and junk dealers as may be deemed advisable.

(10) *Exclusion from town of certain classes of undesirable persons.* To prevent any persons having no visible means of support, paupers, and persons who may be dangerous to the peace and safety of the town from coming to town from without the same; and to expel therefrom any such person who has been in the town less than twelve months.

(11) *Police powers; police department.* To exercise full police powers and establish and maintain a department or division of police.

(12) *Drunkards, beggars, etc.; gambling; houses of ill-fame; disorderly conduct.* To restrain and punish drunkards, vagrants, and street beggars; to prevent and quell riots, disturbances; and disorderly assemblages; to suppress houses of ill-fame and gambling houses and punish operators and inmates of the

same; to prohibit and punish the carrying of concealed weapons within the town; to prevent and punish lewd, indecent, and disorderly exhibitions in the town. To prohibit and punish gambling and betting, disturbances of the peace, disorderly conduct, and public swearing and cursing, within the town.

(13) *Malicious mischief.* To prohibit and punish mischievous, wanton, or malicious damage to school, church, and public property, as well as to private property.

(14) *Minors.* To prohibit minors from and punish them for frequenting, playing or loitering in any public poolroom, billiard parlor, or bowling alley, and to punish any proprietor or agent thereof for permitting same.

(15) *Labor of prisoners; town use of county jail.* To compel persons sentenced to confinement in jail for any violations of the laws or ordinances of the town to work on the public streets, parks, or other public works of the town; and on the requisition of the mayor it shall be the duty of the sergeant of the town or the sheriff of Amherst County to deliver such persons to the duly authorized agent of the town for such purposes from day to day as they may be required. For the purpose of carrying into effect the police regulations of the town, the town shall have the use of the county jail of Amherst County for the safe keeping and confinement of all persons who shall be sentenced to imprisonment under the ordinances of the town.

(16) *Enjoining of ordinance violations.* To enjoin and restrain the violation of any town ordinance or ordinances, although a penalty is provided upon the conviction of such violation.

(17) *By-Laws, rules, regulations and ordinances for the good order of the town, etc.* To pass and enforce all by-laws, rules, regulations, and ordinances which it may deem necessary for the good order and government of the town, the management of its property, the conduct of its affairs, the peace, comfort, convenience, order, morals, health, and protection of the citizens and their property, and to do such other things and pass such other laws as may be necessary or proper to carry into full effect all powers, authority, capacity or jurisdiction, which is or shall be granted to or vested in said town, or in the council, court of officers, thereof, or which may be necessarily incident to a municipal corporation.

(18) *Maintenance of general welfare, etc.* To do all things whatsoever necessary or expedient and lawful to be done for promoting or maintaining the general welfare, comfort, education, morals, government, peace, health, trade, commerce or industries of the town or its inhabitants.

(19) *Rewards.* To offer and pay rewards for the apprehension of criminals.

(20) *Meat and milk inspection; licensing of slaughter houses.* To provide by ordinance a system of meat and milk inspection, and appoint milk and meat inspectors, agents, or officers to carry the same into effect; to prevent, license, regulate, control, and locate slaughter houses within or without the corporate limits of the town; and for such services of inspection to make reasonable charges; and to provide reasonable penalties for the violation of such ordinances.

(21) *Public schools and libraries.* To establish, organize, administer, or contribute to the support of public schools and libraries, subject to the general laws establishing a standard of education for the state.

(22) *Inspection of commodities; weights and measure.* To inspect, test, measure and weigh any commodity or commodities or articles of consumption for use within the town; and to establish, regulate, license and inspect weights, meters, measures, and scales.

(23) *Alcoholic beverages.* To make and enforce ordinances, in so far as not prohibited by the general laws of this state, to regulate, control, license and/or tax the manufacture, bottling, sale, distribution, transportation, handling, advertising, possession, dispensing, drinking and use of alcohol,

brandy, rum, whiskey, gin, wine, beer, lager beer, ale, porter, stout, and all liquids, beverages and articles containing alcohol by distillation, fermentation or otherwise.

(24) *Licensing of motor vehicles.* To require every owner or operator of motor vehicles residing in the town, on a date to be designated by the council, to annually register such motor vehicles and to obtain a license to operate the same by making application to the treasurer of the town, or such other person as may be designated by the council; to issue such license, and to require the owner to pay the annual license fee therefore to be fixed by the council, provided that the license fee shall not exceed the amount charged by the state on such machines. The council shall have the right to require the operator of the motor vehicle to attach a proper license plate on a conspicuous part of the motor vehicle and to keep same thereon in plain view for common observation. The council may prorate such license fee over periods of not less than three months.

(25) *Regulation of motor vehicles and traffic.* In so far as not prohibited by general law, to control, regulate, limit and restrict the operation of motor vehicles carrying passengers for hire upon the streets or alleys of the town; to regulate the routes in and through the town to be used by motor vehicle carriers operating in and through the town and to prescribe different routes for different carriers; to prohibit the use of certain streets by motor trucks; and generally to prescribe such regulations respecting motor traffic therein as may be necessary for the general welfare and safety.

(26) *Ordinances generally.* To make and enforce ordinances, not inconsistent with the laws of this state.

(27) *Implementation of powers; penalties for violation of ordinances.* To put into force and effect by ordinances any and all the foregoing powers, and any other powers and authority of the council given by this Charter, or any state law, or any amendments thereto; and to prescribe punishment for the violation of any town ordinance, rule or regulation, or of any provision of this Charter, the penalty not to exceed five hundred dollars fine or twelve months' imprisonment in jail, or both.

(28) *Enumeration of powers not exclusive.* The enumeration of particular powers by this Charter shall not be deemed to be exclusive, and in addition to the powers enumerated herein or implied hereby, to appropriate to the exercise of such powers, it is intended that the town council shall have and may exercise all powers which, under the Constitution and laws of this state, it would be competent for this Charter specifically to enumerate.

ARTICLE X. ACTIONS AGAINST TOWN

Sec. 10.01. Restrictions.

(1) No actions shall be maintained against the town for damages for any injury to any person or property alleged to have been sustained by reason of the negligence of the town or any officer, agent or employee thereof, unless a written statement of the claimant, his agent or attorney, or the personal representative of any decedent whose death is a result of the alleged negligence of the town, its officers, agents or employees, of the nature of the claim and the time and place at which the injury is alleged to have occurred or to have been received, shall have been filed with the mayor or any attorney appointed by the council for the purpose within sixty days after such cause of action shall have occurred, except where the claimant is an infant or non compos mentis, or the injured party dies within such sixty days such statement may be filed within one hundred and twenty days. And no officers, agent or employees of the town shall have authority to waive such conditions precedent or any of them.

ARTICLE XI. MISCELLANEOUS

Sec. 11.01 Savings provisions.

(1) *Separability clause.* If any clause, sentence, paragraph, or part of this act shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of the Act, but shall be confined in its operation to the part of the Act directly involved in the controversy in which the judgment shall have been rendered.

(2) *Existing debts.* That nothing contained in this Act shall be construed to invalidate or to, in any manner, affect the present existing indebtedness, and liabilities of the Town of Amherst, whether evidenced by bonded obligations or otherwise.

(3) *Existing ordinances.* All ordinances in force in the Town of Amherst, not inconsistent with this Charter, shall be and remain in force until altered, amended or repealed by the council.

(4) *Citation of Charter.* This Act may for all purposes be referred to or cited as the Town of Amherst Charter of 1950.

AN ORDINANCE TO ESTABLISH THE BUDGET FOR THE TOWN OF AMHERST, VIRGINIA FOR THE FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010, MAKING REVENUE ESTIMATES AND APPROPRIATIONS FOR SAME.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF AMHERST, VIRGINIA:

A. GENERAL FUND REVENUE

That for the support of the Town Government and its General Fund for the tax year beginning on January 1, 2009, all taxes, fees, charges, and penalties shall remain as heretofore set out by Ordinance, Resolution or other appropriate action of the Town Council except as the Town Council may establish or amend herein. Revenue projections detailed in **Attachment A** are hereby accepted as the revenue portion of the FY 10 Town of Amherst General Fund budget.

B. GENERAL FUND EXPENSE

That there is appropriated from the funds and resources of the Town of Amherst General Fund the aggregate amounts listed in **Attachment B**, or so much thereof as may be necessary, subject to conditions set forth by law or policy, for the various designated purposes as set out therein. **Attachment B**, which describes proposed expenditures for the Town's various department units, is hereby accepted as the expense portion of the FY 10 Town of Amherst General Fund budget.

C. UTILITY FUNDS

That the amounts listed in **Attachment C** are hereby accepted as the FY 10 revenue and expense budgets for the Water and Sewer Funds, and, as such, the aggregate of said monies are hereby appropriated, or so much thereof as may be necessary, subject to conditions set forth by law or policy, for the various designated purposes as set out therein.

D. CAPITAL IMPROVEMENT PLAN

That the schedule of funds available, preliminary cost estimates, and timetables contained in **Attachment D** are hereby accepted. As such, **Attachment D** shall be considered the FY 10 Capital Improvement Plan for the respective General, Water and Sewer Funds. All accounts heretofore shown in a separate Capital Fund shall be reintegrated into the General, Water and Sewer Funds. No monies shall be expended on projects or activities shown on the individual capital improvement plans shall be expended without additional specific approval by the Town Council.

E. PERSONNEL

The Pay Plan contained in **Attachment E** is hereby adopted.

G. RATES & CHARGES

That the schedules of rates and charges contained in **Attachments F and G** are hereby adopted and/or continued as defined herein and by the Town Code.

H. PRIORITIES

That the following are hereby identified and adopted as the Town of Amherst's priority initiatives for FY10:

1. Develop an updated and more detailed capital improvement plan,
2. Adopt an updated comprehensive plan, and

3. Organize and support an appropriate celebration of the Town's centennial anniversary.

I. CONDITIONS

That all appropriations are declared to be maximum and conditional, the purpose being to make the appropriations payable in full in the aggregate amounts named herein if necessary, and then only in the event the aggregate revenues collected and other resources available to the Town are sufficient. All debts of the Town shall be paid in full when due and payable. All expenditures shall be made in accordance with this Ordinance, the Town Charter, Town Code, and Purchasing Policy and all administrative rules and regulations.

This Ordinance was passed by a vote of the Amherst Town Council on the 10th of June, 2009, and shall become effective on July 1, 2009.

Mayor

Attest: _____
Clerk of Council

	2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
	Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
General Fund Revenues							Attachment A			
3010.0000 REAL ESTATE TAXES	59,992	61,724	62,037	63,325	61,250	64,426	65,500	64,000	2,750	4.5%
3020.0000 PERSONAL PROPERTY TAXES	20,947	22,201	25,619	27,261	26,250	22,338	26,000	27,000	750	2.9%
3020.1000 P.P. TAX RELIEF-FROM STATE	16,187	21,478	18,047	17,456	17,456	17,456	17,456	17,456	-	0.0%
3021.0000 PRIOR YEAR-TAXES	1,173	9,423	3,497	837		100				
3022.0000 PRIOR YEARS TAXES - WRITTEN OFF	-	1,272	-	-						
3025.0000 DMV STOP REMOVAL FEES COLLECTED	-	320	530	100	200		100	200	-	0.0%
3030.0000 CONSUMER UTIL TAX - ELECT	24,861	24,924	25,303	25,049	25,000	12,423	25,000	25,000	-	0.0%
3030.0010 ELECTRIC CONSUMPTION TAX	8,199	8,179	8,348	7,728	7,700	3,621	7,700	7,700	-	0.0%
3030.0100 CONSUM UT TX-TELECOM (LINE & WIRELES	112,199	92,768	91,372	515						
3030.0300 TELECOM TAX FROM STATE				116,289	115,000	56,252	112,000	112,000	(3,000)	-2.6%
3030.1100 CROWN COMMUNICATIONS LEASE	6,000	6,000	6,450	7,475	6,900	3,450	6,900	6,900	-	0.0%
3040.0000 MEALS & BEVERAGE TAX	154,785	165,853	189,730	204,533	200,000	111,571	215,000	210,000	10,000	5.0%
3040.0001 MEALS & BEVERAGE TAX-DELINQUENT	18,692	7,499	8,312	24,556						
3040.0100 LODGING TAX	2,885	4,488	4,602	6,575	5,700	3,765	5,900	6,000	300	5.3%
3050.0000 PENALTIES - TAXES	2,392	7,936	6,679	10,931	6,000	702	3,000	3,000	(3,000)	-50.0%
3060.0000 BUSINESS LICENSE TAXES	96,160	118,686	106,672	109,073	105,000	2,530	105,000	105,000	-	0.0%
3070.0000 SALES TAX DISTRIBUTION	85,867	121,461	132,240	133,526	133,000	66,966	120,000	125,000	(8,000)	-6.0%
3080.0000 ROLLING STOCK	2,152	2,104	1,965	2,076	2,076	2,292	2,292	2,100	24	1.2%
3080.0100 MOBILE HOME QTR	-	19	66	35						
3080.5000 UTILITY ACCT SET UP FEE	-	-	-	1,150		1,300	2,200	1,800	1,800	
3090.0000 INTEREST EARNED	27,943	47,960	101,486	114,382	110,000	67,581	116,707	40,000	(70,000)	-63.6%
3090.1100 LAND SALE	114,381	-	-	-						
3090.9000 XMAS DECORATIONS-REIMBURSEMENT	1,500	-	-	-						
3100.0000 VEHICLE LICENSE FEE	44,466	44,628	38,801	38,522	40,000	32,115	41,000	42,000	2,000	5.0%
3110.0000 MISC REVENUE	517	3,317	2,914	22,130	5,000	1,855	1,925	1,500	(3,500)	-70.0%
3110.1000 SALE OF FIXED ASSETS	113	-	-	-						
3120.0000 VIRGINIA ABC BOARD	2,703	2,703	2,703	2,703						
3130.0000 CAPITAL STOCK TAX - BANKS	43,389	47,987	31,855	28,483	32,000		37,000	37,000	5,000	15.6%
3140.0000 CATV FRANCHISE TAX	18,761	17,794	19,943	-						
3150.0000 STATE POLICE AID	58,476	63,012	63,012	62,875	62,875	30,650	59,900	58,493	(4,382)	-7.0%
3160.0000 FINES REVENUE	15,397	17,563	14,041	17,348	15,000	6,235	15,000	15,000	-	0.0%
3160.0500 DONATIONS - POLICE	-	-	-	250						
3170.0000 PARKING METER REVENUE	1,841	1,656	1,697	1,207		8	8	-	-	
3180.0000 GRANTS - FIRE DEPT	6,000	6,000	8,000	8,000	8,000	8,000	8,000	8,000	-	0.0%
3180.0010 GRANTS-STREETScape	67,911	-	-	-						
3180.0020 S. MAIN ST SIDEWALK	-	-	-	34,990		26,296				
3180.0030 GRANTS - VML SAFETY PROGRAMS	-	-	-	1,000						
3180.0110 POLICE GRANT REVENUE-COMPUTER	5,917	5,913	6,673	2,358					-	
3190.0000 ADMIN FEE	570,000	570,000	500,000	520,000	560,000	280,000	560,000	560,000	-	0.0%
3210.0000 TRASH-CURBSIDE	75,977	75,394	80,071	82,164	82,038	41,382	82,962	82,962	924	1.1%
3220.0000 TRASH-PENALTY	771	303	889	2,746	700	1,003	2,100	2,500	1,800	257.1%
3230.0000 TRASH-FRANCHISE	2,089	1,969	2,295	2,628	2,900	1,208	2,420	2,400	(500)	-17.2%
3240.0000 IDA & ZONING APPLICATION FEES	-	-	-	900	1,000	90	400	1,000	-	0.0%
3310.0000 TAX EXEMPT BOND FEES	500	500	500	10,000	9,754	23,421	23,421	22,816	13,062	133.9%
3320.0000 BP RECOUPMENT REVENUE	16,009	13,759	14,142	17,537	18,628		23,046	11,546	(7,082)	-38.0%
3330.0000 ED INCENTIVE GRANT REVENUE	29,048	-	-	-						
3340.0000 DOWNTOWN REVITALIZATION GRANT	-	-	9,599	23,587		1,815	1,815	-	-	
Total	1,716,201	1,596,794	1,590,088	1,752,298	1,659,427	890,848	1,689,752	1,598,373	(61,054)	-3.7%

	2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
	Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
General Fund: Office Manager Expenses							Attachment B-1			
4000.0100 SALARIES - STAFF	132,790	47,634	55,957	56,090	65,272	25,395	55,000	76,856	11,584	17.7%
4000.0105 MAYOR & COUNCIL	1,300	1,300	1,300	1,300	1,300	650	1,300	1,300	-	0.0%
4000.0200 PR TAXES	10,602	3,816	4,090	4,158	4,995	1,888	4,125	5,881	886	17.7%
4000.0400 INSURANCE - HEALTH(GROUP)	9,264	4,800	7,602	8,106	8,711	3,630	6,897	9,192	481	5.5%
4000.0500 RETIREMENT	17,240	4,762	5,916	6,076	7,553	2,779	6,020	8,425	872	11.6%
4000.0510 LIFE INS.	-	-	851	514		192				
4000.0600 TOWN ATTORNEY	13,346	-	-	-						
4000.0620 TOWN AUDITOR	7,300	-	-	-						
4000.0700 HEAT & ELECTRICITY	3,846	4,433	4,706	1,381	3,000	1,072	2,700	3,000	-	0.0%
4000.0720 TELE COMMUNICATION	12,625	14,208	14,842	14,440	14,800	5,874	15,000	15,500	700	4.7%
4000.0800 OFFICE SUPPLIES/POSTAGE	13,056	29,072	20,406	24,556	18,000	10,919	25,000	18,000	-	0.0%
4000.0801 DEPRECIATION-GEN. GOV.	11,886	38,715	50,476	63,325	72,000	28,612	82,610	82,610	10,610	14.7%
4000.0850 OFFICE EQUIPMENT EXPENSE	-	5,887	7,768	12,127	20,000	2,771	27,000	21,150	1,150	5.8%
4000.0860 COMPUTER REPLACEMENT	485	-	-	-						
4000.0900 INSURANCE	41,972	-	-	-						
4000.1000 BUILDING MAINTENANCE	743	4	-	-		200				
4000.1100 MEETINGS & TRAVEL & TRAIN	1,589	-	-	-						
4000.1300 MISC EXPENSES	1,066	1,436	24,569	-						
4000.1400 PUBLICATIONS & MEMBERSHIP	809	-	-	-						
4000.1600 PLANNING & DEVELOP. CVPDC	1,000	-	-	-						
4000.1650 EMPLOYEE ASSISTANCE PROGRAM	785	-	-	-						
4000.1700 ELECTION EXPENSES	-	1,730	-	1,679			-	2,000	2,000	
4000.1800 TOWN HALL IMPROVEMENTS	199	-	-	-						
4000.1900 CONTINGENCY RESERVE	3,500	171	-	-						
4000.2100 BAD DEBT	32,425	-	-	-						
4000.2110 DONATION-MUSEUM	1,500	1,500	2,500	2,750	2,750	2,750	2,750	2,750	-	0.0%
4000.2120 DONATION-LIBRARY	1,500	1,500	1,500	1,750	1,750	1,750	1,750	1,750	-	0.0%
4000.2130 DONATION-FIRE DEPARTMENT	10,500	10,500	10,500	10,500	10,500	10,500	10,500	10,500	-	0.0%
4000.2140 DONATION-LIFE SAVING CREW	10,500	10,500	10,500	10,500	10,500	10,500	10,500	10,500	-	0.0%
4000.2150 DONATION-VILLAGE GARDEN CLUB	1,000	1,000	1,000	1,250	1,250	1,250	1,250	1,250	-	0.0%
4000.2160 DONATION-3YR-FIRE DEPT TRUCK					16,667	16,667	16,667	16,667	-	0.0%
4000.2170 DONATION - CVCC	-	-	-	12,500		12,500	12,500	-	-	
4000.2180 DONATION - IDA CVCC	-	-	-	12,500		12,500	12,500	-	-	
4000.2190 DONATION - CENTENNIAL CELEBRATION								10,000	10,000	
4000.2400 XMAS DECORATIONS & LIGHTS	3,432	1,821	1,748	1,255	2,000	2,655	3,700	3,000	1,000	50.0%
4000.2500 STREETS . SIDEWALKS& PARKING METERS	50	26	100	-						
4000.2700 STREETLIGHTS - ELECTRIC	11,425	-	-	-						
4000.2800 UTILITY SERVICE ALLOWANCE	874	916	1,013	1,240	1,200	642	1,250	1,300	100	8.3%
4000.3900 GRANTS-FIRE DEPT.	6,000	-	-	-						
4000.4000 COST OF LAND SOLD	16,870	-	-	-						
4000.5000 TRASH-CONTRACT COLLECTION	64,136	5,243	-	-						
4000.6001 BP BOND PAYMENT-PRINCIPAL	-	0	(0)	-	88,650	50,172	73,675		(88,650)	-100.0%
4000.6002 BP BOND PAYMENT-INTEREST	32,399	14,259	17,267	14,526	11,695		9,946		(11,695)	-100.0%
4000.6100 BP PROPERTY MAINTENANCE	7,287	-	-	-						
4000.6200 BP-MARKETING	11,073	143	-	-						
4000.6300 ED INCENTIVE GRANT	29,048	-	-	-						
4000.6500 DMV STOP PROGRAM	-	340	580	140	200		100	200	-	0.0%
Total	525,424	205,718	245,190	262,662	362,793	205,866	382,740	301,831	(60,962)	-16.8%

	2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
	Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
<u>General Fund: Town Manager Expenses</u>							Attachment B-2			
4500.0100 SALARIES - STAFF	-	63,193	66,576	69,605	72,668	36,334	72,668	72,668	0	0.0%
4500.0200 PR TAXES	-	4,794	4,992	5,240	5,561	2,731	5,561	5,561	(0)	0.0%
4500.0400 INSURANCE - HEALTH (GROUP)	-	3,465	4,344	4,632	4,356	2,541	4,356	4,596	240	5.5%
4500.0500 RETIREMENT	-	9,637	8,322	8,701	9,700	4,553	9,700	9,701	1	0.0%
4500.0510 LIFE INSURANCE	-	-	803	827		411				
4500.0600 TOWN ATTORNEY	-	6,566	5,127	3,898	10,000	2,227	6,000	8,000	(2,000)	-20.0%
4500.0610 TOWN ENGINEER	-	-	6,050	5,500	6,000	3,500	6,000	6,000	-	0.0%
4500.0620 TOWN AUDITOR	-	8,000	7,000	7,581	8,000	7,500	7,500	8,000	-	0.0%
4500.0900 INSURANCE	-	49,826	57,879	63,775	67,000	60,137	60,137	67,000	-	0.0%
4500.1000 BUILDING MAINTENANCE	-	649	714	1,936	1,500	283	1,500	1,500	-	0.0%
4500.1100 MEETINGS & TRAVEL & TRAIN	-	1,565	3,190	1,749	3,500	430	3,000	3,500	-	0.0%
4500.1200 LANDSCAPE MAINTENANCE	-	6,926	7,139	7,475	8,000	3,774	7,800	8,100	100	1.3%
4500.1300 MISC EXPENSES	-	-	-	1,054	2,500	1,193	2,500	2,500	-	0.0%
4500.1400 PUBLICATIONS & MEMBERSHIP	-	1,962	2,521	4,044	3,500	3,324	3,500	3,500	-	0.0%
4500.1600 PLANNING & DEVELOPMENT	-	1,000	11,032	5,000	10,000	1,180	2,500	5,000	(5,000)	-50.0%
4500.1650 EMPLOYEE ASSISTANCE PROG	-	785	1,150	1,250	1,200	800	1,200	1,200	-	0.0%
4500.1800 TOWN HALL IMPROVEMENTS	-	2,446	-	-						
4500.1900 CONTINGENCY RESERVE	-	-	6,921	16,538	27,749			37,254	9,505	34.3%
4500.2500 STREETS, SIDEWALKS & PARKING	-	2,083	2,811	1,601	8,000	296	5,000	6,000	(2,000)	-25.0%
4500.2700 STREETLIGHTS - ELECTRIC	-	15,039	16,033	16,102	17,000	7,017	16,900	18,000	1,000	5.9%
4500.3900 GRANTS - FIRE DEPT.	-	6,000	8,000	8,000	8,000	8,000	8,000	8,000	-	0.0%
4500.5000 TRASH-CONTRACT COLLECTION	-	56,319	64,872	69,963	72,715	36,100	72,200	72,200	(515)	-0.7%
4500.6100 BP PROPERTY MAINTENANCE	-	7,039	7,935	6,326	10,000	3,203	7,330	10,000	-	0.0%
4500.6200 BP - MARKETING	-	60	5,148	2,814	5,000	3,328	5,814	24,000	19,000	380.0%
4500.6400 WEB SITE MAINTENANCE	-	1,710	1,265	475	1,000	350	500	1,000	-	0.0%
4500.6500 DOWNTOWN REVITALIZATION	-	-	9,599	23,587						
Total	-	249,063	309,423	337,672	362,949	189,211	309,666	383,280	20,331	5.6%

	2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
	Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
General Fund: Police Expenses							Attachment B-3			
5000.0100 SALARIES - STAFF	192,738	215,802	208,783	216,525	222,398	111,463	222,926	222,380	(18)	0.0%
5000.0200 PR TAXES	13,351	15,795	15,214	15,850	17,018	8,279	16,557	17,016	(2)	0.0%
5000.0400 INSURANCE - HEALTH(GROUP)	18,575	21,310	24,000	25,680	24,588	14,343	28,686	25,884	1,296	5.3%
5000.0500 RETIREMENT	27,264	31,074	25,001	26,032	28,452	13,352	26,704	28,452	(0)	0.0%
5000.0510 LIFE INS.	-	-	2,379	2,454		1,093				
5000.0720 DEPRECIATION EXPENSE	20,541	-	-	-						
5000.0730	754	-	65	-						
5000.0740 AMMUNITION	1,142	257	969	820	1,310	218	1,050	1,203	(107)	-8.2%
5000.0750 ELECTRONICS MAINT.	740	1,308	1,893	2,242	12,510	12,458	12,658	7,150	(5,360)	-42.8%
5000.0800 EQUIPMENT & SUPPLIES	1,230	1,062	1,478	1,006	2,740	1,192	2,740	2,740	-	0.0%
5000.0805 OTHER PUBLIC SAFETY	1,198	922	524	775	2,072	633	2,000	2,020	(52)	-2.5%
5000.0810 AUX POLICE & UNIFORMS	402	161	158	219	854	247	450	900	46	5.4%
5000.0820 PROSECUTING ATTORNEY	1,522	1,522	1,522	1,522	1,623	761	1,623	1,655	32	2.0%
5000.0830 ATTORNEY FEES	-	931	253	863	1,100	639	1,300	1,300	200	18.2%
5000.1100 MEETINGS & TRAVEL & TRAIN	2,273	3,143	3,741	2,160	3,600	691	2,800	3,600	-	0.0%
5000.2000 MISCELLANEOUS	253	182	267	310	3,580	136	2,000	3,600	20	0.6%
5000.3000 CAPITAL OUTLAY(CAR-RADAR)	1,811	1,450	-	-						
5000.3200 UNIFORMS	3,294	3,287	2,795	2,255	3,422	1,948	3,000	3,425	3	0.1%
5000.3400 GASOLINE	6,228	9,207	9,486	11,934	12,825	5,851	10,500	12,825	-	0.0%
5000.3500 VEHICLE REPAIR/ELECTRONIC	5,551	2,982	3,950	7,983	5,000	2,473	5,000	5,800	800	16.0%
5000.3600 OTHER PUBLIC SAFETY	-	-	-	382						
5000.3625 INVESTIGATION EXPENSES	-	-	-	375				500	500	
5000.3650 POLICE-MASONIC BLDG. RENT	3,211	3,229	3,271	3,660	3,180	1,924	3,848	3,900	720	22.6%
5000.3900 POLICE GRANT-RADAR EXP	-	3,000	-	-						
5000.4100 POLICE-GRANT-BLOCK-EXP.	4,143	2,467	4,516	2,647		2,651				
5000.5000 POLICE- CONTING. RESERVE	8,677	-	-	289						
Total	314,901	319,090	310,266	325,983	346,272	180,351	343,842	344,350	(1,922)	-0.6%

	2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
	Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
<u>General Fund: Public Utilities Expenses</u>							Attachment B-4			
6000.0100 SALARIES	-	-	-	348,287	409,819	185,592	371,185	389,831	(19,988)	-4.9%
6000.0200 PR TAXES	-	-	-	25,779	31,359	13,628	27,257	29,830	(1,529)	-4.9%
6000.0400 INSURANCE - HEALTH (GROUP)	-	-	-	44,106	44,964	26,229	52,458	47,412	2,448	5.4%
6000.0500 RETIREMENT	-	-	-	39,472	45,006	21,122	42,245	45,009	3	0.0%
6000.0510 LIFE INSURANCE	-	-	-	3,602		1,598				
6000.0600 BENEFITS CONTRA - CAPITAL PROJECTS	-	-	-	(87,566)		(77,025)				
6000.0700 HEAT & ELECTRICITY (SHOP)	-	-	-	2,976	3,800	1,103	2,500	3,800	-	0.0%
6000.0730 SHOP-W/S/T	-	-	-	227	275	108	250	290	15	5.5%
6000.0990	6,000	-	-	-						
6000.1000 BUILDING MAINT. SHOP	-	-	-	621	2,000	21	500	2,000	-	0.0%
6000.1170	2,141	-	-	-						
6000.1200 TRAINING & EDUCATION	6,908	-	-	4,252	6,000	419	5,500	6,000	-	0.0%
6000.1300 SAFETY PROGRAMS	-	-	-	210	5,000	58	2,000	5,000	-	0.0%
6000.3200 UNIFORMS	-	-	-	1,633	4,500	1,870	3,000	4,500	-	0.0%
6000.3400 GASOLINE & MILEAGE	-	-	-	15,896	19,000	9,884	15,000	19,000	-	0.0%
6000.4000 VEHICLE MAINTENANCE	-	-	-	2,750	4,240	247	3,800	4,240	-	0.0%
6000.4100 EQUIPMENT & MAINTENANCE	-	-	-	13,668	11,450	6,048	12,000	12,000	550	4.8%
6010.0100 SALARIES	139,838	160,528	185,581	-						
6010.0200 PR TAXES	10,353	12,618	14,489	-						
6010.0400 INSURANCE - HEALTH(GROUP)	19,680	18,678	20,316	-						
6010.0500 RETIREMENT	21,045	24,621	23,064	-						
6010.0510 LIFE INS.	-	-	2,085	-						
6010.0600 BENEFITS-CONTRA-CAPITAL PROJECTS	(108,514)	(128,218)	(75,785)	-						
6010.0700 HEAT & ELECTRICITY (SHOP)	2,397	2,291	3,029	-						
6010.0730 SHOP-W/S/T	288	246	271	-						
6010.1000 BUILDING MAINT. (SHOP)	1,233	591	381	-						
6010.1200 TRAINING & EDUCATION	1,924	2,353	2,629	-						
6010.1300 MISC EXPENSES	214	350	292	-						
6010.3200 UNIFORMS	959	1,682	1,459	-						
6010.3400 GASOLINE & MILEAGE	7,956	9,760	10,585	-						
6010.4000 VEHICLE & REPAIR	2,717	1,535	5,205	-						
6010.4100 EQUIPMENT & MAINTENANCE	16,773	10,281	12,167	-						
6020.0100 SALARIES	191,100	184,213	191,146	-						
6020.0200 P/R TAXES	14,652	14,041	14,152	-						
6020.0400 INSURANCE - HEALTH(GROUP)	18,660	18,270	21,358	-						
6020.0500 RETIREMENT	24,309	24,748	21,395	-						
6020.0510 LIFE INS.	-	-	1,934	-						
6020.1200 TRAINING & EDUCATION	3,228	1,636	3,792	-						
6020.1300 MISC EXPENSE	428	-	232	-						
6020.1400 SAFETY PROGRAMS	222	684	1,188	-						
6020.3200 UNIFORMS	598	544	178	-						
6020.3400 GASOLINE & MILEAGE	2,424	2,780	2,494	-						
6020.4100 EQUIP. & VEHICLE MAINT.	871	1,809	1,591	-						
Total	388,403	366,042	465,229	415,913	587,413	190,904	537,695	568,912	(18,501)	-3.1%

		2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
		Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
Fund 20 WATER FUND		Attachment C-1									
Revenues											
3000.0000	MONTHLY BILLING	543,238	522,233	500,249	475,832	541,271	244,721	489,441	529,783	(11,488)	-2.1%
3000.0001	WATER REVENUE-SBC	31,511	28,963	27,675	47,535	97,020	48,510	97,020	97,020	-	0.0%
3000.1000	DEBT SERVICE REVENUE	133,914	126,449	120,864	116,654	116,825	56,253	112,506	105,666	(11,159)	-9.6%
3010.0000	SPRINKLER LINE CHARGES	4,968	4,968	5,005	5,382	4,968	2,484	4,968	4,968	-	0.0%
3020.0000	PENALTIES	2,527	2,692	3,581	9,866	4,000	4,250	8,500	8,000	4,000	100.0%
3025.0000	RECONNECT FEE	-	-	915	4,980	3,000	3,825	7,000	6,000	3,000	100.0%
3030.0000	MISC REVENUE	175	-	-	-						
3030.0001	MISC-WATER BY THE TRUCK LOAD-PERMIT	425	250	100	75	100	100	100	100	-	0.0%
3040.0000	GRANT REVENUE-FLOURIDE PROJ.	-	40,240	52,900	-						
3050.0000	REIMBURSEMENT-CONST & MTN	4,304	15,955	6,554	3,277	6,000	1,138	2,000	4,000	(2,000)	-33.3%
3060.0000	AVAILABILITY FEES	21,200	42,600	52,500	23,400		1,700	1,700			
Total		742,260	784,350	770,343	687,000	773,184	362,980	723,235	755,537	(17,647)	-2.3%
Expenses											
4000.4500	ADMINISTRATION FEE	240,000	240,000	240,000	260,000	280,000	140,000	280,000	280,000	-	0.0%
4000.4700	WTP BOND - PRIN	84,792	64,982	-	10,000	46,782	55,080	46,782	48,931	2,149	4.6%
4000.4701	WTP BOND - INT	-	-	67,401	55,436	63,378		63,378	61,229	(2,149)	-3.4%
4000.4750	UH TANK BOND - PRIN	-	-	-	19,276	40,263	28,684	56,104	48,741	8,478	21.1%
4000.4751	UH TANK BOND - INT					50,725	22,638	34,435	48,741	(1,984)	-3.9%
4000.4800	DEPRECIATION	136,412	138,179	152,296	154,481	151,778	77,438	154,876	154,876	3,098	2.0%
	CIP CONTRIBUTION REDUCTION					(71,230)		(141,667)	(125,548)	(54,318)	76.3%
4000.4830	LOAN AMORTIZATION EXPENSE	-	-	-	210						
4000.4850	MISCELLANEOUS	5,639	4,176	-	6,364						
4000.5000	WATERSHED MANAGEMENT	15,890	16,525	17,567	17,751	18,638	9,460	18,920	19,500	862	4.6%
4000.5001	RAW WATER LINE STUDY						25,000	25,000			
6010.4300	LINE MATERIALS	33,793	(23,401)	34,073	(15,391)	25,000	11,007	16,000	25,000	-	0.0%
6010.4400	PUMP STATION OPERATION - SBC	829	1,178	1,601	1,129	1,050	698	1,187	1,187	137	13.0%
6020.0710	ELECTRICITY	23,102	22,452	28,483	21,130	30,000	13,727	30,000	33,900	3,900	13.0%
6020.0730	WATER PLANT-W/S/T EXP	78,799	65,114	58,088	55,030	65,000	30,951	65,000	65,000	-	0.0%
6020.4900	PLANT MAINTENANCE	8,067	9,146	17,025	13,065	25,000	3,225	20,000	30,000	5,000	20.0%
6020.5000	CHEMICALS	27,583	28,945	31,088	29,887	31,800	16,714	31,800	34,980	3,180	10.0%
6020.5110	WATER SAMPLING	7,593	4,834	2,784	1,932	7,000	5	7,000	21,000	14,000	200.0%
6020.5200	LABORATORY	4,813	5,041	5,221	13,385	8,000	8,654	14,420	8,000	-	0.0%
6020.5210	LABORATORY EQUIPMENT	334	407	983	-						
Total		667,647	577,578	656,610	643,686	773,184	443,281	723,235	755,537	(17,647)	-2.3%
Net Surplus (Deficit)		74,614	206,772	113,733	43,314	-	(80,302)	-	-	-	

		2005	2006	2007	2008	2009	2009 YTD	2009	2010	\$ Change	% Change
		Actual	Actual	Actual	Actual	Budget	(to 12/31)	Projected	Proposed		
	Fund 30 SEWER FUND							Attachment C-2			
	Revenues										
3000.0000	MONTHLY BILLING	603,509	549,683	481,932	452,922	523,063	244,579	489,158	559,023	35,960	6.9%
3100.0000	PENALTIES	8,751	2,377	3,580	6,851	4,000	2,533	4,000	4,000	-	0.0%
3180.0100	GRANT - USDA	-	271,566	171,179	15,555						
3200.0100	HAULED WASTE REVENUE	50	16,062	38,984	-						
3300.0000	REIMBURSEMENT-CONST & MTN	4,073	6,409	536	1,645	4,000	136	1,000	4,000	-	0.0%
3330.0000	REIMB-PRETREATMENT REVENUE	-	6,425	5,793	6,111	2,559	3,000	3,000	-	(2,559)	-100.0%
3400.0000	SBC-RUT CR-OPERATION/LAND	34,925	36,088	31,278	31,033	30,500	18,160	35,820	35,000	4,500	14.8%
3420.0000	AVAILABILITY FEES	20,000	37,500	17,500	5,000						
3500.0000	NUTRIENT REPORT GRANT	-	31,619	-	-						
	Total	671,308	957,728	750,782	519,117	564,122	268,407	532,978	602,023	37,901	6.7%
	Expenses										
4000.0550	INTEREST EXPENSE	14,774	1,034	-	-						
4000.4500	ADMINISTRATION FEE	330,000	330,000	260,000	260,000	280,000	140,000	280,000	280,000	-	0.0%
4000.4700	WWTP BOND - PRIN	95,970	104,666	-	-	35,286	79,776	35,288	36,772	1,486	4.2%
4000.4750	WWTP BOND - INT	-	-	127,058	125,692	124,266		124,264	122,780	(1,486)	-1.2%
4000.4800	DEPRECIATION	34,356	183,937	187,897	192,807	183,937	106,223	212,445	212,445	28,508	15.5%
4000.4850	REDUCED CIP CONTRIBUTION	-	-	-	-	(192,217)		(237,791)	(189,375)	2,842	-1.5%
6010.4300	LINE MATERIALS	6,343	10,960	37,763	(3,070)	10,000	940	6,000	10,000	-	0.0%
6010.4400	PUMP STATIONS OPERATIONS	1,383	13,750	10,190	7,068	7,000	656	7,000	7,000	-	0.0%
6020.0710	RUT CREEK-ELECTRICITY	15,216	24,129	35,652	26,822	32,700	19,438	32,700	36,951	4,251	13.0%
6020.0730	RUT. CR.- W/S/T EXP	57,206	42,495	4,404	3,640	10,000	370	5,000	10,000	-	0.0%
6020.4100	RUT CREEK-PLANT MAINTENANCE	5,998	5,656	26,387	16,157	22,000	4,485	20,000	27,000	5,000	22.7%
6020.4200	RUT CREEK-MAJOR REPAIRS	12	-	-	10,253	8,000	8,172	8,172	8,000	-	0.0%
6020.5000	RUT CREEK-CHEMICALS	16,433	13,096	11,201	5,380	12,000	3,190	13,200	13,200	1,200	10.0%
6020.5600	RUT CREEK-LAB	15,703	21,954	10,844	13,957	18,950	10,831	18,950	16,500	(2,450)	-12.9%
6020.5625	PRETREATMENT EXPENSE	(1,280)	2,900	7,683	4,454	3,750	2,900	3,750	3,750	-	0.0%
6020.5650	LABORATORY EQUIPMENT	1,040	223	140	1,598	4,400	591	4,000	7,000	2,600	59.1%
6020.6000	RUT CREEK - PLANT MAINTEN	14,135	16,983	-	-		26				
6020.7000	RUT CREEK-PERMIT RENEWAL	-	-	3,798	3,437	4,050	3,106				
	Total	607,288	771,782	723,017	668,195	564,122	380,703	532,978	602,023	37,901	6.7%
	Net Surplus (Deficit)	64,020	185,946	27,765	(149,078)	-	(112,296)	-	-	-	

Town of Amherst General Fund Capital Improvement Plan
FY 2010 - FY 2014

ATTACHMENT D-1

		FY09	FY10	FY11	FY12	FY13	FY14 + Beyond
<u>SOURCES OF FUNDS:</u>							
G-CIP-REV 1100	Prior year's total cash balance	1,768,951	1,643,428	1,547,795	1,458,148	1,492,758	1,527,368
G-CIP-REV 1200	Anticipated current year's surplus	115,809					
G-CIP-REV 1300	S. Main Enhancement Grant	51,918	408,971	497,029			
G-CIP-REV 1400	General Fund Depreciation	82,610	82,610	82,610	82,610	82,610	82,610
	TOTAL SOURCES	2,019,288	2,135,009	2,127,434	1,540,758	1,575,368	1,609,978
<u>USES OF FUNDS:</u>							
Buildings & Grounds							
G-CIP-B&G 2100	Town Hall Fund						300,000
G-CIP-B&G 2200	IDA/Brockman Park Improvements		50,000				
G-CIP-B&G 2300	Pay Down Brockman Park Note	326,560					
G-CIP-B&G 2400	S. Main Streetscape Project	34,300	511,214	621,286			
G-CIP-B&G 2500	Telephone Replacement	15,000					
Vehicles & Heavy Machinery Replacement							
G-CIP-V&E 3100	2008 Ford Crown Victoria						26,000
G-CIP-V&E 3200	2003 Ford Crown Victoria		26,000				
G-CIP-V&E 3300	2004 Chevrolet Impala			26,000			
G-CIP-V&E 3400	2005 Ford Sedan				26,000		
G-CIP-V&E 3500	2007 Ford Explorer SUV					26,000	
G-CIP-V&E 3600	Construction-Komatsu WB140						60,000
G-CIP-V&E 3700	2004 Hudson trailer						15,000
G-CIP-V&E 3800	2003 GMC flatbed dump truck						50,000
G-CIP-V&E 3900	2008 Dodge Pickup						26,000
G-CIP-V&E 4000	2000 GMC 4WD pickup			22,000			
G-CIP-V&E 4100	2000 Ford Ext Cap pickup				22,000		
G-CIP-V&E 4200	2004 Chevrolet pickup					22,000	
G-CIP-V&E 4300	2007 Ford F150 pickup						22,000
G-CIP-C/O 9999	Carryover to Next FY	1,643,428	1,547,795	1,458,148	1,492,758	1,527,368	1,110,978
	TOTAL USES	2,019,288	2,135,009	2,127,434	1,540,758	1,575,368	1,609,978
	Balance	0	0	0	0	0	0

Note: Many figures on this page were not generated from detailed estimates, so the information hereon should be used for general planning purposes only.

Town of Amherst Water Fund Capital Improvement Plan
FY 2010 - FY 2014

ATTACHMENT D-2

		FY09	FY10	FY11	FY12	FY13	FY14 + Beyond
<u>SOURCES OF FUNDS:</u>							
W-CIP-REV 1100	Prior year's total cash balance	700,671	(373,050)	(363,722)	(404,175)	(414,496)	(414,496)
W-CIP-REV 1200	Water Fund Depreciation	154,876	154,876	154,876	154,876	154,876	
W-CIP-REV 1300	Water Fund CIP Contribution (Use)	(141,667)	(125,548)	(75,329)	(45,197)	(27,118)	
	TOTAL SOURCES	713,880	(343,722)	(284,175)	(294,496)	(286,738)	(414,496)
<u>USES OF FUNDS:</u>							
W-CIP-PROJ 2100	Engineering - Water		20,000	20,000	20,000	20,000	
W-CIP-PROJ 2200	Water Lines Study	9,900					
W-CIP-PROJ 2300	Union Hill Tank	644,072					
W-CIP-PROJ 2400	Pay Down UH tank project	222,468					
W-CIP-PROJ 2500	Main Line Replacement	210,490		100,000	100,000	100,000	100,000
W-CIP-C/O 9999	Carryover to Next FY	(373,050)	(363,722)	(404,175)	(414,496)	(406,738)	(514,496)
	TOTAL USES	713,880	(343,722)	(284,175)	(294,496)	(286,738)	(414,496)
	Balance	0	0	0	0	0	0

Note: Many figures on this page were not generated from detailed estimates, so the information hereon should be used for general planning purposes only.

POTENTIAL STIMULUS FUNDING PROJECTS

Grants and loan monies have been requested for the following projects; the outcome of those applications will significantly alter this CIP:

(Note also that structure of sources of funds and uses of funds shifts depending on project financing)

	<u>Sources</u>	<u>Uses</u>	<u>Net</u>
WTP Improvements	755,694	889,052	(133,358)
Main St W/L Abandonment	50,000	50,000	0
Automated Meter Reading	250,000	250,000	0
60 West Line Replacement	1,135,916	1,135,916	0
Ambriar System Loop	635,125	635,125	0

Town of Amherst Sewer Fund Capital Improvement Plan
FY 2010 - FY 2014

ATTACHMENT D-3

		FY09	FY10	FY11	FY12	FY13	FY14 + Beyond
<u>SOURCES OF FUNDS:</u>							
S-CIP-REV 1100	Prior year's total cash balance	739,287	671,195	141,983	115,053	118,123	4,541,193
S-CIP-REV 1200	Sewer Fund Depreciation	212,445	212,445	212,445	212,445	212,445	212,445
S-CIP-REV 1300	Sewer Fund CIP Contribution (Use)	(237,791)	(189,375)	(139,375)	(89,375)	(39,375)	(39,375)
S-CIP-REV 1400	Bond Proceeds					4,500,000	
	TOTAL SOURCES	713,941	694,265	215,053	238,123	4,791,193	4,714,263
<u>USES OF FUNDS:</u>							
S-CIP-PROJ 2100	Engineering - Sewer		20,000	20,000	20,000		20,000
S-CIP-PROJ 2200	Sewer Lines Study	8,625					
S-CIP-PROJ 2300	Main Line Replacement	16,971		80,000	100,000		450,000
S-CIP-PROJ 2400	2008 Lines Rehab	17,150	532,282				
S-CIP-PROJ 2500	60 W Pump Station						170,000
S-CIP-PROJ 2600	WWTP Upgrade					250,000	4,250,000
S-CIP-C/O 9999	Carryover to Next FY	671,195	141,983	115,053	118,123	4,541,193	(175,737)
	TOTAL USES	713,941	694,265	215,053	238,123	4,791,193	4,714,263
	Balance	0	0	0	0	0	0

Note: Many figures on this page were not generated from detailed estimates, so the information hereon should be used for general planning purposes only.

Town of Amherst Pay Plan
July 1, 2009-June 30, 2010

Lowest Wage
 Hours/yr

\$ 6.55
2,080

per hour

Step Increase

Grade Increase

2.00%
6.00%

Attachment E

Step														
Grade	A	B	C	D	E	F	G	H	I	J	K	L	M	N
1	13,617	13,890	14,168	14,451	14,740	15,035	15,335	15,642	15,955	16,274	16,599	16,931	17,270	17,616
	6.55	6.68	6.81	6.95	7.09	7.23	7.37	7.52	7.67	7.82	7.98	8.14	8.30	8.47
2	14,434	14,723	15,018	15,318	15,624	15,937	16,255	16,581	16,912	17,250	17,595	17,947	18,306	18,672
	6.94	7.08	7.22	7.36	7.51	7.66	7.82	7.97	8.13	8.29	8.46	8.63	8.80	8.98
3	15,300	15,606	15,919	16,237	16,562	16,893	17,231	17,575	17,927	18,285	18,651	19,024	19,405	19,793
	7.36	7.50	7.65	7.81	7.96	8.12	8.28	8.45	8.62	8.79	8.97	9.15	9.33	9.52
4	16,219	16,543	16,874	17,211	17,555	17,907	18,265	18,630	19,003	19,383	19,770	20,166	20,569	20,980
	7.80	7.95	8.11	8.27	8.44	8.61	8.78	8.96	9.14	9.32	9.50	9.70	9.89	10.09
5	17,192	17,535	17,886	18,244	18,609	18,981	19,361	19,748	20,143	20,546	20,956	21,376	21,803	22,239
	8.27	8.43	8.60	8.77	8.95	9.13	9.31	9.49	9.68	9.88	10.08	10.28	10.48	10.69
6	18,223	18,588	18,959	19,339	19,725	20,120	20,522	20,933	21,351	21,778	22,214	22,658	23,111	23,574
	8.76	8.94	9.12	9.30	9.48	9.67	9.87	10.06	10.27	10.47	10.68	10.89	11.11	11.33
7	19,316	19,703	20,097	20,499	20,909	21,327	21,754	22,189	22,632	23,085	23,547	24,018	24,498	24,988
	9.29	9.47	9.66	9.86	10.05	10.25	10.46	10.67	10.88	11.10	11.32	11.55	11.78	12.01
8	20,475	20,885	21,303	21,729	22,163	22,607	23,059	23,520	23,990	24,470	24,959	25,459	25,968	26,487
	9.84	10.04	10.24	10.45	10.66	10.87	11.09	11.31	11.53	11.76	12.00	12.24	12.48	12.73
9	21,704	22,138	22,581	23,032	23,493	23,963	24,442	24,931	25,430	25,938	26,457	26,986	27,526	28,076
	10.43	10.64	10.86	11.07	11.29	11.52	11.75	11.99	12.23	12.47	12.72	12.97	13.23	13.50
10	23,006	23,466	23,936	24,414	24,903	25,401	25,909	26,427	26,955	27,495	28,044	28,605	29,177	29,761
	11.06	11.28	11.51	11.74	11.97	12.21	12.46	12.71	12.96	13.22	13.48	13.75	14.03	14.31
11	24,387	24,874	25,372	25,879	26,397	26,925	27,463	28,013	28,573	29,144	29,727	30,322	30,928	31,547
	11.72	11.96	12.20	12.44	12.69	12.94	13.20	13.47	13.74	14.01	14.29	14.58	14.87	15.17
12	25,850	26,367	26,894	27,432	27,981	28,540	29,111	29,693	30,287	30,893	31,511	32,141	32,784	33,440
	12.43	12.68	12.93	13.19	13.45	13.72	14.00	14.28	14.56	14.85	15.15	15.45	15.76	16.08
13	27,401	27,949	28,508	29,078	29,660	30,253	30,858	31,475	32,104	32,747	33,401	34,069	34,751	35,446
	13.17	13.44	13.71	13.98	14.26	14.54	14.84	15.13	15.43	15.74	16.06	16.38	16.71	17.04
14	29,045	29,626	30,218	30,823	31,439	32,068	32,709	33,363	34,031	34,711	35,406	36,114	36,836	37,573
	13.96	14.24	14.53	14.82	15.11	15.42	15.73	16.04	16.36	16.69	17.02	17.36	17.71	18.06
15	30,788	31,403	32,031	32,672	33,325	33,992	34,672	35,365	36,073	36,794	37,530	38,280	39,046	39,827
	14.80	15.10	15.40	15.71	16.02	16.34	16.67	17.00	17.34	17.69	18.04	18.40	18.77	19.15
16	32,635	33,288	33,953	34,632	35,325	36,031	36,752	37,487	38,237	39,002	39,782	40,577	41,389	42,217
	15.69	16.00	16.32	16.65	16.98	17.32	17.67	18.02	18.38	18.75	19.13	19.51	19.90	20.30
17	34,593	35,285	35,990	36,710	37,444	38,193	38,957	39,736	40,531	41,342	42,169	43,012	43,872	44,750
	16.63	16.96	17.30	17.65	18.00	18.36	18.73	19.10	19.49	19.88	20.27	20.68	21.09	21.51
18	36,668	37,402	38,150	38,913	39,691	40,485	41,295	42,121	42,963	43,822	44,699	45,593	46,504	47,436
	17.63	17.98	18.34	18.71	19.08	19.46	19.85	20.25	20.66	21.07	21.49	21.92	22.36	22.81
19	38,869	39,646	40,439	41,248	42,073	42,914	43,772	44,648	45,541	46,452	47,381	48,328	49,295	50,281
	18.69	19.06	19.44	19.83	20.23	20.63	21.04	21.47	21.89	22.33	22.78	23.23	23.70	24.17
20	41,201	42,025	42,865	43,723	44,597	45,489	46,399	47,327	48,273	49,239	50,223	51,228	52,252	53,297
	19.81	20.20	20.61	21.02	21.44	21.87	22.31	22.75	23.21	23.67	24.15	24.63	25.12	25.62
21	43,673	44,546	45,437	46,346	47,273	48,218	49,183	50,166	51,170	52,193	53,237	54,302	55,388	56,495
	21.00	21.42	21.84	22.28	22.73	23.18	23.65	24.12	24.60	25.09	25.59	26.11	26.63	27.16
22	46,293	47,219	48,163	49,127	50,109	51,111	52,134	53,176	54,240	55,325	56,431	57,560	58,711	59,885
	22.26	22.70	23.16	23.62	24.09	24.57	25.06	25.57	26.08	26.60	27.13	27.67	28.23	28.79
23	49,071	50,052	51,053	52,074	53,116	54,178	55,262	56,367	57,494	58,644	59,817	61,013	62,233	63,478
	23.59	24.06	24.54	25.04	25.54	26.05	26.57	27.10	27.64	28.19	28.76	29.33	29.92	30.52
24	52,015	53,055	54,116	55,199	56,303	57,429	58,577	59,749	60,944	62,163	63,406	64,674	65,968	67,287
	25.01	25.51	26.02	26.54	27.07	27.61	28.16	28.73	29.30	29.89	30.48	31.09	31.72	32.35
25	55,136	56,239	57,363	58,511	59,681	60,874	62,092	63,334	64,600	65,892	67,210	68,554	69,926	71,324
	26.51	27.04	27.58	28.13	28.69	29.27	29.85	30.45	31.06	31.68	32.31	32.96	33.62	34.29
26	58,444	59,613	60,805	62,021	63,262	64,527	65,817	67,134	68,476	69,846	71,243	72,668	74,121	75,604
	28.10	28.66	29.23	29.82	30.41	31.02	31.64	32.28	32.92	33.58	34.25	34.94	35.64	36.35
27	61,951	63,190	64,453	65,742	67,057	68,398	69,766	71,162	72,585	74,037	75,517	77,028	78,568	80,140
	29.78	30.38	30.99	31.61	32.24	32.88	33.54	34.21	34.90	35.59	36.31	37.03	37.77	38.53
28	65,668	66,981	68,321	69,687	71,081	72,502	73,952	75,431	76,940	78,479	80,048	81,649	83,282	84,948
	31.57	32.20	32.85	33.50	34.17	34.86	35.55	36.27	36.99	37.73	38.48	39.25	40.04	40.84
29	69,608	71,000	72,420	73,868	75,346	76,853	78,390	79,957	81,557	83,188	84,851	86,548	88,279	90,045
	33.47	34.13	34.82	35.51	36.22	36.95	37.69	38.44	39.21	39.99	40.79	41.61	42.44	43.29
30	73,784	75,260	76,765	78,300	79,866	81,464	83,093	84,755	86,450	88,179	89,942	91,741	93,576	95,448
	35.47	36.18	36.91	37.64	38.40	39.17	39.95	40.75	41.56	42.39	43.24	44.11	44.99	45.89
STEP	A	B	C	D	E	F	G	H	I	J	K	L	M	N

This merit plan is intended to apply to employees who have been working for the Town of Amherst on a full-time basis for at least 6 months. Merit raises are assigned by the Town Council after recommendation from the employee's supervisor.

**TOWN OF AMHERST
SCHEDULE OF LOCAL LEVY
JULY 1, 2009**

The following are tax levies for the fiscal year beginning July 1, 2009. The Town Code contains other tax levies and a more complete description of the Town's taxation program.

1. On the \$100.00 of assessed value of taxable real estate, including mobile homes, the rate shall be \$0.036.
2. On the \$100.00 of assessed value of machinery and tools used in manufacturing or mining business including property specifically classified by Section 58.1-3506A.6 of the Tax Code of Virginia, the rate shall be \$0.35. This tax rate shall also be applicable to real and tangible personal property of public service corporations, based upon the assessments generated annually by the State Corporation Commission, and duly certified.
3. On the \$100.00 of assessed value of taxable tangible personal property, including property specifically classified by Section 58.1-3506 and Section 58.1-3509 of the Code of Virginia, the rate shall be \$0.35 less the amount allowed for by the implementation of the Personal Property Tax Relief Act.

In accordance with the requirements set forth in VA. CODE ANN. §58.1-3524 C.2. and §58.1-3912 E., as amended by Chapter 1 of the Acts of Assembly (2004 Special Session I) and as set forth in Item 503.E. (Personal Property Tax Relief Program) of Chapter 951 of the 2005 Acts of Assembly, any qualifying vehicle situated within the Town of Amherst commencing January 1, 2010, shall receive personal property tax relief in the following manner:

- Personal use vehicles with assessed value of up to \$20,000 will be eligible for 56% tax relief;
- Personal use vehicles with assessed value of \$20,001 or more shall receive only 56% tax relief on the first \$20,000 in assessed value;
- All other vehicles which do not meet the definition of "qualifying" (such as business use vehicles, farm use vehicles, motor homes, etc.) will not be eligible for any form of tax relief under this program;
- In accordance with Item 503.D.1. of Chapter 951 of the 2005 Acts of Assembly, the entitlement to personal property tax relief for qualifying vehicles for tax year 2005 and all prior tax years shall expire on September 1, 2006. Supplemental assessments for tax years 2005 and prior years that are made on or after September 1, 2006 shall be deemed "non-qualifying" for purposes of state tax relief and the local share due from the taxpayer shall represent 100% of the tax assessable.

**TOWN OF AMHERST
SCHEDULE OF UTILITY RATES AND CHARGES
JULY 1, 2009**

MONTHLY RATE

WATER

<u>Rate Component</u>	<u>Residential Base Charge</u>	<u>Debt Repayment Charge</u>	<u>Use Charge</u>
July 1, 2009-June 30, 2010	\$6.00	\$4.00	\$3.05
July 1, 2010-June 30, 2011	\$6.00	\$4.00	\$3.50
July 1, 2011-June 30, 2012	\$6.00	\$4.00	\$4.00

(Residential Base Charges are assessed monthly. The Debt Repayment Charge shall be assessed on each water account until the 1995 FmHA water system improvement bonds have been defeased. The Use Charge is applied to 1,000 gallons as measured at the water meter.)

SEWER

<u>Rate Component</u>	<u>Residential Base Charge</u>	<u>Use Charge</u>
July 1, 2009-June 30, 2010	\$15.00	\$3.00
July 1, 2010-June 30, 2011	\$18.00	\$3.00
July 1, 2011-June 30, 2012	\$20.00	\$3.00

(Residential Base Charges are assessed monthly. The Use Charge is applied to 1,000 gallons as measured at the water meter.)

HAULED WASTE

Use Charge/1,000 gallons \$55.00

OTHER WATER AND SEWER

Base charges and debt repayment charges for non-residential water and sewer users will be computed by dividing metered use by 3,000 gallons and then multiplying by the residential charge. This applies to all nonresidential users except for churches that shall be assessed on the same basis as residences. One residential charge shall be assessed for each residential unit.

GARBAGE

Residential Base Charge (Assessed to all curbside users) \$ 5.50/month

SURCHARGES

The total of the base charge and the use charge will be increased by a factor of 2 for all out of town users.

SPRINKLERS

4" Line	\$17.00/month
6" Line	\$28.00/month
8" Line	\$39.00/month
10" Line	\$50.00/month

(See policy of 2/10/94)

Town of Amherst Utility Rate and Fee Policy

Approved June 10, 2009

Initiation or Termination of Service:

Requests to initiate or terminate Town water, sewer and/or refuse collection (utility) service are accepted at the Town Hall (434/946-7885) 9-5, M-F for processing by the Utilities Department. All new customers and changes to the party to be billed are charged a \$25.00 account set-up fee at the time the account is opened **and are required to show proper identification**. All requests are to be in writing on a form available at the Town Hall.

Service Charges:

All active customers shall be charged a Residential Debt Repayment Charge and a Residential Base Charge each month. Customers are charged for water and sewer usage based upon metered water usage.

Water:

<u>Rate Component</u>	<u>Residential Base Charge</u>	<u>Debt Repayment Charge</u>	<u>Use Charge</u>
Water:			
July 1, 2009-June 30, 2010	\$6.00	\$4.00	\$3.05
July 1, 2010-June 30, 2011	\$6.00	\$4.00	\$3.50
July 1, 2011-June 30, 2012	\$6.00	\$4.00	\$4.00

Sewer:

July 1, 2009-June 30, 2010	\$15.00	\$3.00
July 1, 2010-June 30, 2011	\$18.00	\$3.00
July 1, 2011-June 30, 2012	\$20.00	\$3.00

Curbside Refuse Collection:

July 1, 2009-June 30, 2010	\$5.50	assessed to all customers connected to Town water except those who have dumpster service
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Nonresidential and Out of Town Water and Sewer Charges:

Base charges and debt repayment charges for non-residential water and sewer users will be computed by dividing metered use by 3,000 gallons and then multiplying by the residential charge. This applies to all non residential users except for churches that shall be assessed on the same basis as residences. One residential charge shall be assessed for each residential unit. The total of the base charge and the use charge will be increased by a factor of 2 for all out of town users. Fire sprinkler fees are as follows:

4" Line	\$17.00/Month
6" Line	\$28.00/Month
8" Line	\$39.00/Month
10" Line	\$50.00/Month

Charges for Water Not Discharged to Sewer:

The Town charges for sewer based on 100% return of the water to the sewer system for those Town water customers that are connected to the Town of Amherst wastewater collection and system. However, any customer may request that the Town install a separate "irrigation" meter for water that does not return to the sewer system – i.e. for lawn sprinkling or irrigation. For the purposes of billing, the irrigation meter shall be considered a separate account. Separate application and connection fees are required to be paid, and once activated the water-only (no sewer or refuse collection fees apply) will be billed separately. All irrigation systems must meet the provisions of the Cross Connection Control Ordinance (§17-14 of the Town Code).

Billing:

Water meters are read every month and bills are calculated based upon the consumption recorded. **All customers are billed every month**. Bills are assigned a billing date which is normally the last day of the month during which the meter is read and then mailed to the customer. The due date is the 20th of the following month. **Property owners are held responsible for utility bills against their properties.** ~~However, owner-occupied single family dwelling residential meters are read and bills therefore issued every other month for customers receiving such service as of December 11, 2007.~~

Adjustments for Leaks:

A property owner is responsible for paying for 100% of the water that has passed through the Town's water meter along with the associated sewer charges. However, in good-faith situations involving water that has leaked from the customer's plumbing, and upon confirmation by the owner that the leak is repaired so that it will not recur, the Office Manager is authorized to give a 50% credit for the excess water and sewer for no more than two prior billing cycles plus the current billing cycle. "Repaired" is defined as physical repairs to the owner's plumbing such as pipe patching, replacement of the flapper mechanism in a toilet tank, or physical replacement or removal of a plumbing fixture. For the purposes of this leak adjustment policy, merely closing a valve upstream of the leak location shall not be considered a repair.

Late Payment Charges and Procedures:

The Town will assess a late charge of 10% on all accounts when the payment is not received by the due date. If the bill is not paid by the last day of the month in which the bill is due a disconnect notice will be mailed to give the customer 10 days notice before the meter will be disconnected.

Reconnection Fees and Restoration of Service:

If a customer has not paid the outstanding balance on an account by the disconnection date or otherwise made arrangements satisfactory to the Office Manager to have the balance paid, the water service will be terminated. Before any service is restored, the outstanding balance due, all late charges, and a \$45.00 reconnection fee must be physically received by the Office Manager at 186 South Main Street in the Town of Amherst. Service shall be automatically disconnected when a check to pay to prevent service from being disconnected or to reconnect a service is returned. A reconnection fee shall be collected if a town employee has been dispatched to disconnect the service, and funds will not be accepted from customers at the service location. The \$45.00 reconnection fee will also be charged where a customer, or any entity other than the Town, has obtained water and/or sewer service prior to all applicable fees and/or charges being paid to obtain service and/or has installed a meter or other apparatus in a meter setting to gain access to public water/sewer.

In recognition that circumstances beyond the control of the customer or the Town of Amherst may contribute to late payments, a once per lifetime per customer exception to the penalty and reconnect fee may be granted for good reason at the Office Manager's sole discretion.

Returned Check Fee:

Any check which have not been honored by the bank shall have a twenty-five dollar (\$25.00) handling fee, plus any bank fee, added to the amount of the returned check.

Fire Hydrant Use:

Water may not be obtained from the Town of Amherst hydrants except by the Amherst Volunteer Fire Department or other approved firefighting agency. The Office Manager (434/946-7885) should be contacted for the application form for a permit to haul water from the Town of Amherst water plant.

Cross Connections:

As required by the Virginia Department of Health, where a high potential exists for contamination of the Town's municipal water system, a backflow prevention device approved by the Town of Amherst must be installed. This includes irrigation systems. Where required, the owner of the backflow prevention device must have annual tests performed to certify that the device is working correctly. Failure to install and operate such devices and/or provide certification or the test results to the Town of Amherst may result in the interruption of water service. (Reference §17-14 of the Town Code)

Sewer Connections and Discharges:

Connections to and discharges into the Town's sewer system must conform to local, state and federal sewage pretreatment regulations. This includes the installation of grease traps for restaurants and grit traps for car washes. Failure to meet such provisions may result in the interruption of sewer service via disconnection of the water service or other means. (Reference §17-15 of the Town Code)

Availability and Connection Fees:

Refer to Chapter 17 of the Town Code for rules that apply to new utility connections.

Maintenance of Policy and Implementation

The Town Manager shall be responsible for maintaining and updating this policy and for its proper administration.